



EXHIBIT " _____ "

(30-FOOT SUBTERRANEAN WASTEWATER
EASEMENT)
SOUTH I-35 WATER/WASTEWATER PROGRAM
CIP # 6937.025

DESCRIPTION FOR PARCEL 4558.126 SWWE

LEGAL DESCRIPTION OF A 0.076-ACRE TRACT OF LAND, EQUIVALENT TO 3,326 SQUARE FEET OF LAND IN THE SANTIAGO DEL VALLE GRANT, ABSTRACT 24, OUT OF AND A PART OF A CALLED 166.598-ACRE TRACT OR PARCEL OF LAND CONVEYED TO THE FOLLOWING: CURTIS B. FIGER AND SPOUSE, BILLIE JO FIGER BY WARRANTY DEED, DATED DECEMBER 18, 1992, AND RECORDED IN VOLUME 11836, PAGE 1356; MICHAEL G. FIGER BY GIFT WARRANTY DEED, DATED DECEMBER 22, 1993, AND RECORDED IN VOLUME 12088, PAGE 844; DONALD K. FIGER BY GIFT WARRANTY DEED, DATED DECEMBER 22, 1993, AND RECORDED IN VOLUME 12088, PAGE 856; BETSY A. LAMBETH BY GIFT WARRANTY DEED, DATED DECEMBER 22, 1993, RECORDED IN VOLUME 12088, PAGE 862; MICHAEL G. FIGER BY GIFT WARRANTY DEED, DATED JANUARY 5, 1994, RECORDED IN VOLUME 12097, PAGE 160; DONALD K. FIGER BY GIFT WARRANTY DEED, DATED JANUARY 5, 1994, RECORDED IN VOLUME 12097, PAGE 170; BETSY A. LAMBETH BY GIFT WARRANTY DEED, DATED JANUARY 5, 1994, RECORDED IN VOLUME 12097, PAGE 175; DAVID A. BREWER AND BILLIE J. FIGER, CO-TRUSTEES BY WARRANTY DEED, DATED APRIL 6, 1994, RECORDED IN VOLUME 12159, PAGE 85, ALL OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS; INCLUDING KEITH H. HARMON AND BONNIE HARMON, TRUSTEES OF THE HARMON FAMILY TRUST ESTABLISHED BY TRUST AGREEMENT, EXECUTED NOVEMBER 3, 1999, AND RECORDED IN DOCUMENT NO. 2000178631 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS; SAID 0.076-ACRE PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS, AS FOLLOWS, AND AS SHOWN ON THE ATTACHED SKETCH:

BEGINNING FOR REFERENCE at a 1/2-inch iron rod found in the north line of Lot 128, Block C, Parkside At Slaughter Creek Section 3, a subdivision in the City of Austin, Travis County, Texas according to the map or plat thereof recorded in Document No. 200300206, Plat Records of Travis County, Texas; same being the south line of a called 25.25-acre tract conveyed to Jesus Turullols as recorded in Volume 8934, Page 985 of the Real Property Records of Travis County, Texas, from which a 3/4-inch iron pipe found at an angle point on the common line of said Lot 128, Block C and said Turullols 25.25-acre tract, bears N69°52'57"W, a distance of 287.08 feet; **Thence**, S69°50'38"E, a distance of 108.14 feet to a calculated point at Onion Creek, being the west line of the above referenced Figer 166.598-acre tract, same also being the easterly line of said Lot 128, Block C; **Thence**, along said Onion Creek and the common line of said west line of said Figer 166.598-acre tract and said Lot 128, Block C, S23°23'20"E, a



distance of 28.82 feet to a 60d nail set at a point of non-tangent curvature of a circular curve to the right, whose radius point bears $S32^{\circ}45'22''E$, a distance of 1,165.00 feet, said 60d nail set having Texas State Plane Grid Coordinate (Central Zone-4203, NAD83(CORS), U.S. Survey Feet,) values of $N=10,028,756.79$, $E=3,103,389.82$, for the most northwest corner and **POINT OF BEGINNING** of this easement;

THENCE, through said Figer 166.598-acre tract, the following five (5) courses and distances:

- 1) With said circular curve to the right, an arc length of **62.49 feet**, having a radius distance of **1,165.00 feet**, a central angle of $03^{\circ}04'23''$, a chord which bears $N58^{\circ}46'50''E$, a distance of **62.48 feet** to a 60d nail set at point of tangency;
- 2) $N60^{\circ}19'01''E$, a distance of **45.73 feet** to a 60d nail set, for the northeast corner of this easement, from which a 1/2-inch iron rod found at the northeast corner of said Figer 166.598-acre tract, same being on the south right of way line of Brandt Lane (right-of-way varies), same also being the northwest corner of a called 27.110-acre tract conveyed to Jesus Turullos and recorded in Volume 8361, Page 293 of the Real Property Records Travis County, Texas, bears $N33^{\circ}14'13''E$, a distance of 2,247.22 feet;
- 3) $S29^{\circ}40'59''E$, a distance of **30.00 feet** to a 60d nail set, for the southeast corner of this easement, from which a 1/2-inch iron rod found at the southeast corner of said Figer 166.598-acre tract, same being on the northerly line of Lot 1, Block A, 151 Acre Tract Subdivision, a subdivision recorded in Book 101, Pages 245-247 of the Plat Records of Travis County, Texas, bears $S83^{\circ}30'34''E$, a distance of 3,303.97 feet;
- 4) $S60^{\circ}19'01''W$, a distance of **45.73 feet** to a 60d nail set at a point of tangency of a circular curve to the left; and
- 5) With said circular curve to the left, an arc length of **71.88 feet**, having a radius distance of **1,135.00 feet**, a central angle of $03^{\circ}37'43''$, a chord which bears $S58^{\circ}30'10''W$, a distance of **71.87 feet** to a 60d nail set at Onion Creek on the west line of said Figer 166.598-acre tract, same being the east line of Lot 29, Block L, Onion Creek Section 6-A, a subdivision recorded in Book 85, Pages 146B-146D of the Plat Records Travis County, Texas, for the southwest corner of this easement;

THENCE, with said west line of the Figer 166.598-acre tract and said east line of Lot 29, Block L, $N05^{\circ}00'30''E$, a distance of **12.54 feet** to a 60d nail set at an angle point on said west line of the Figer 166.598-acre tract, also being an easterly corner of said Lot 128, Block C, and also being a north corner of said Lot 29, Block L, for an angle point of this easement;

THENCE, continuing along said Onion Creek and said common line of the David A. Brewer and Billie J. Figer 166.598-acre tract and Lot 128, Block C, $N23^{\circ}23'20''W$, a distance of **20.41 feet** to the **POINT OF BEGINNING**, containing 0.076-acre (3,326 square feet) of land.



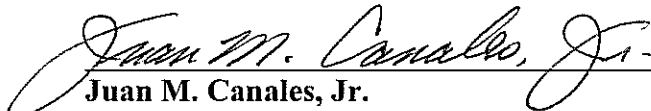
BEARING BASIS NOTE

The bearings described herein are Texas State Plane Grid Bearings, Central Zone-4203, NAD83(CORS). Project control points were established from Macias & Associates, L.P., Land Surveyors, reference point "CLM-32" having coordinate values of N=10,033,759.424, E=3,101,110.970 and reference point "F-11-3001" having coordinate values of N=10,022,637.008, E=3,098,305.276. Distances shown hereon are grid.

CERTIFICATION:

I do hereby certify that this easement description is true and correct to the best of my knowledge and belief, and was prepared from an actual on the ground survey of found property corners, under my supervision, and that the markers described herein actually exist, as described, at the time of my survey.

As Prepared by
Landmark Surveying, LP


Juan M. Canales, Jr.

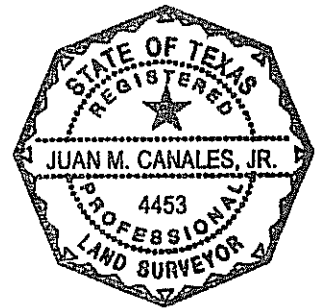
1-11-2010

Date

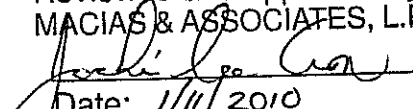
Registered Professional Land Surveyor No. 4453
Senior Project Manager
Firm Registration No. 100727-00

REFERENCES

MAPSCO 2009, 704-B, GRID NO. G-12
TCAD PARCEL ID NO. 04-3908-0402
4558.126_SWWE.doc



Reviewed and Approved by:
MACIAS & ASSOCIATES, L.P.


Date: *1/11/2010*
JACKIE LEE CROW
R.P.L.S. # 5209

SKETCH TO ACCOMPANY LEGAL DESCRIPTION






JESUS TURULLOLS
((VOL. 8934, PAGE 985 R.P.R.T.C.T.))
((25.25-ACRES))

POINT OF REFERENCE

45°W 287.08"
"57°W 287.12")

 $1'' = 40'$

LEGEND

- | | |
|---|---|
|  | 60D NAIL SET |
|  | 1/2" IRON ROD FOUND
UNLESS NOTED OTHERWISE |
|  | 1/2" IRON PIPE FOUND
UNLESS NOTED OTHERWISE |
|  | X CUT IN CONCRETE FOUND
UNLESS NOTED OTHERWISE |
|  | CALCULATED POINT |

() RECORD INFORMATION

12159/85

8934/985

DATE	TIME	NO.	NAME
11/11/00	11:00	100	JOHN
11/11/00	11:00	101	JANE
11/11/00	11:00	102	JOHN
11/11/00	11:00	103	JANE
11/11/00	11:00	104	JOHN
11/11/00	11:00	105	JANE
11/11/00	11:00	106	JOHN
11/11/00	11:00	107	JANE
11/11/00	11:00	108	JOHN
11/11/00	11:00	109	JANE
11/11/00	11:00	110	JOHN
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11/11/00	11:00	180	JOHN
11/11/00	11:00	181	JANE
11/11/00	11:00	182	JOHN
11/11/00			

O.P.R.T.C.T.
REAL PROPERTY RECORDS
OF TRAVIS COUNTY, TEXAS

P.R.T.C.T. PLAT RECORDS OF TRAVIS COUNTY, TEXAS

ROW RIGHT-OF-WAY

LOT 128
BLOCK C

PARKSIDE AT SLAUGHTER CREEK SECTION 3
DOC. NO. 200300206 O.P.R.T.C.T.

**OPEN SPACE / GREENBELT, DRAINAGE,
ELECTRIC AND TELECOMM. EASEMENTS**

[[DOC. NO. 2005184130 O.P.R.T.C.T.]]
[[69.208-ACRES]]

STATE OF TEXAS
REGISTERED
JUAN M. CANALES, JR.
PROFESSIONAL
LAND SURVEYOR
4453

URS
January 7, 2010
Stephen Lawrence
S.Dunn
1205/1
c:\dwg 11\urs\urn
Job No.: 610-12-07

POINT OF BEGINNING
N=10,028,756.79
E=3,103,389.82
GRID

GRID

[[N11'04'36"E 199.06'
N13'30'00"E 199.10']
(N13'30'00"E 199.10')

109.43

SLAUGHTER CREEK
[S39.26.00 W 185.00']
[S37.00.36 W 184.96']
[S39.26.00 W 185.00']

BLOCK L
UNION CREEK SECTION 5-A
(BK. 85, PGS. 146B-146D
P. 101)

(DRAINAGE AND PUBLIC
UTILITY EASEMENT)

\\seg 23-grid-base.dwg

**NOTE:
SEE PAGE 5 OF 6
FOR LINE AND
CURVE TABLE.**

TITLE VESTED TO:
SEE PAGE 6 OF 6

EL 4558.126 SWWE
0.076-ACRE
3,326 SQ. FT.

CGH JOINT VENTURE ONE
100' UTILITY EASEMENT AND
RIGHT-OF-WAY
VOL. 9106, PG. 638 R.P.R.T.C.T.
VALLEY | GRANT

NO. 24

ONION CREEK
[S12°54'00"E 242.48']
(S13°03'00"E 242.48')

PAGE 4 OF 6



Landmark
SURVEYING, LP

1301 S. CAPITAL OF TEXAS HWY.
BUILDING B, SUITE 315
AUSTIN, TEXAS 78746

PH: (512)328-7411 FAX: (512)328-7413

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

The property described hereon is contained within Zone AE as scaled from F.I.R.M. Map Number 48453C0595H, dated September 26, 2008, as published by the Federal Emergency Management Agency, the purpose of which is for flood insurance only.

Restrictive Covenant and Easement Note:

1. Deleted.

10a. A pipe line and appurtenance easement granted to Hope Engineering and Supply Company, dated January 19, 1928, by instrument recorded in Volume 413, Page 475 of the Deed Records of Travis County, Texas MAY AFFECT the subject easement; however cannot be determined with existing evidence.

10b. An electric transmission and/or distribution line easement granted to Texas Power and Light Company, dated November 24, 1936, by instrument recorded in Volume 551, Page 574 of the Deed Records of Travis County, Texas MAY AFFECT the subject easement; however cannot be determined with existing evidence.

10c. An electric transmission and/or distribution line easement granted to Texas Power and Light Company, dated October 27, 1936, by instrument recorded in Volume 554, Page 329 of the Deed Records of Travis County, Texas MAY AFFECT the subject easement; however cannot be determined with existing evidence.

10d. A telephone line easement granted to Southwestern Bell Telephone Company, dated January 29, 1942, by instrument recorded in Volume 692, Page 221 of the Deed Records of Travis County, Texas MAY AFFECT the subject easement; however cannot be determined with existing evidence.

10e. An electric transmission line easement in favor of the Lower Colorado River Authority as set out in Condemnation Proceeding under Cause No. 79, Probate Court of Travis County, Texas MAY AFFECT the subject easement; however cannot be determined with existing evidence.

10f. An electric and telephone line easement granted to the City of Austin, dated October 23, 1956, by instrument recorded in Volume 1914, Page 317 of the Deed Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10g. A pipe lines and right of way easement granted to United Gas Pipe Line Company, dated October 26, 1960, by instrument recorded in Volume 2245, Page 384 of the Deed Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10h. An electric and telephone line easement granted to the City of Austin, dated September 25, 1962, by instrument recorded in Volume 2520, Page 137 of the Deed Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10i. An electric and telephone line easement granted to the City of Austin, dated May 12, 1965, by instrument recorded in Volume 2969, Page 228 of the Deed Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10j. An electric and telephone line easement granted to the City of Austin, dated August 15, 1967, by instrument recorded in Volume 3358, Page 1762 of the Deed Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10k. A utility easement granted to CGH Joint Ventuer One, a Texas Joint Venture, by instrument dated April 1, 1985, recorded in Volume 9106, Page 638 of the Real Property Records of Travis County, Texas DOES APPLY to the subject easement.

CURVE TABLE

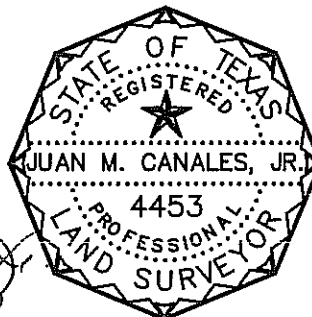
CURVE	CHORD BEARING	CHORD DISTANCE	DELTA	ARC LENGTH	RADIUS
C1	N58°46'50"E	62.48'	03°04'23"	62.49'	1,165.00'
C2	S58°30'10"W	71.87'	03°37'43"	71.88'	1,135.00'

LINE TABLE

LINE	BEARING	DISTANCE
L1	N60°19'01"E	45.73'
L2	S29°40'59"E	30.00'
L3	S60°19'01"W	45.73'
L4	N05°00'30"E	12.54'
L5	N23°23'20"W	20.41'

BEARING BASIS:

THE BEARINGS DESCRIBED HEREIN ARE TEXAS STATE PLANE GRID BEARINGS, CENTRAL ZONE-4203, NAD83(CORS). PROJECT CONTROL POINTS WERE ESTABLISHED FROM MACIAS & ASSOCIATES, L.P., LAND SURVEYORS, REFERENCE POINT "CLM-32" HAVING COORDINATE VALUES OF N=10,033,759.424, E=3,101,110.970 AND REFERENCE POINT "F-11-3001" HAVING COORDINATE VALUES OF N=10,022,637.008, E=3,098,305.276. DISTANCES SHOWN HEREON ARE GRID.



Client: URS
Date: January 4, 2010
Office: Stephen Lawrence
Crew: S.Dunn
F.B.: 1205/1
Path: c:\dwg 11\urs\urs-rinard to slaughter\grid\seg 23-grid-base.dwg
Job No.: 610-12-07

Juan M. Canales, Jr.
1-11-2010


Landmark
SURVEYING, LP
1301 S. CAPITAL OF TEXAS HWY.
BUILDING B, SUITE 315
AUSTIN, TEXAS 78746
PH: (512)328-7411 FAX: (512)328-7413

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

10l. A water and wastewater easement granted to the City of Austin and/or Southland Oaks Municipal Utility District, by instrument dated September 18, 1986, recorded in Volume 10011, Page 652 of the Real Property Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10m. A roadway easement granted to Travis County, by instrument dated November 11, 1992, recorded in Volume 11818, Page 224 of the Real Property Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10n. A lateral support easement granted to Travis County, by instrument dated November 11, 1992, recorded in Volume 11818, Page 231 of the Real Property Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10n. A lateral support easement granted to Travis County, by instrument dated November 11, 1992, recorded in Volume 11818, Page 231 of the Real Property Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10o. An electric transmission line easement in favor of the Lower Colorado River Authority as set out in Condemnation Proceeding under Cause No. 2142, Probate Court of Travis County, Texas, as recorded in Volume 12454, Page 80 of the Real Property Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10p. A electric utility easement granted to the City of Austin, by instrument dated September 3, 1996, recorded in Volume 12764, Page 1 of the Real Property Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10q. Right to extract gravel, stone, sand and other road building material granted to Travis County as set out in Volume 268, Page 133, Volume 371, Page 76, and Volume 333, Page 331 of the Deed Records of Travis County, Texas DO NOT APPLY to the subject easement.

10r. A drainage easement granted to Travis County, by instrument dated April 24, 2003, recorded in Document No. 2003093738 of the Official Public Records of Travis County, Texas DOES NOT APPLY to the subject easement.

10s. A temporary access easement granted to Travis County, by instrument dated April 24, 2003, recorded in Document No. 2003093739 of the Official Public Records of Travis County, Texas DOES NOT APPLY to the subject easement.

All easements of which I have knowledge and those recorded easements furnished by Commonwealth Land Title Insurance Company, according to GF No. 00092668, are shown or noted hereon. Other than visible easements, no unrecorded or unwritten easements which may exist are shown hereon.

I hereby certify that a survey was made on the ground of the easement shown hereon; that there are no visible discrepancies, conflicts, shortages in area, boundary line conflicts, encroachments, overlapping of improvements, easements or right-of-ways, except as shown; that said easement does not have access to and from a public roadway; and that this plat is an accurate representation of the easement to the best of my knowledge.

TITLE VESTED TO:
CURTIS B. FIGER AND BILLIE JO FIGER 11836/1356
MICHAEL G. FIGER 12088/844
DONALD K. FIGER 12088/856
BETSY A. LAMBETH 12088/862
MICHAEL G. FIGER 12097/160
DONALD K. FIGER 12097/170
BETSY A. LAMBETH 12097/175
DAVID A. BREWER AND BILLIE J. FIGER 12159/85
KEITH H. HARMON AND BONNIE HARMON DOC. NO. 2000178631

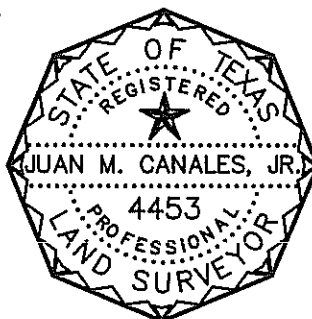
AS SURVEYED BY
LANDMARK SURVEYING, LP
FIRM REGISTRATION NO. 100727-00


Juan M. Canales, Jr. 1-11-2010
JUAN M. CANALES, JR.

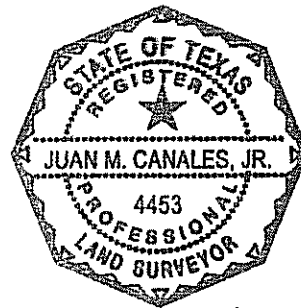
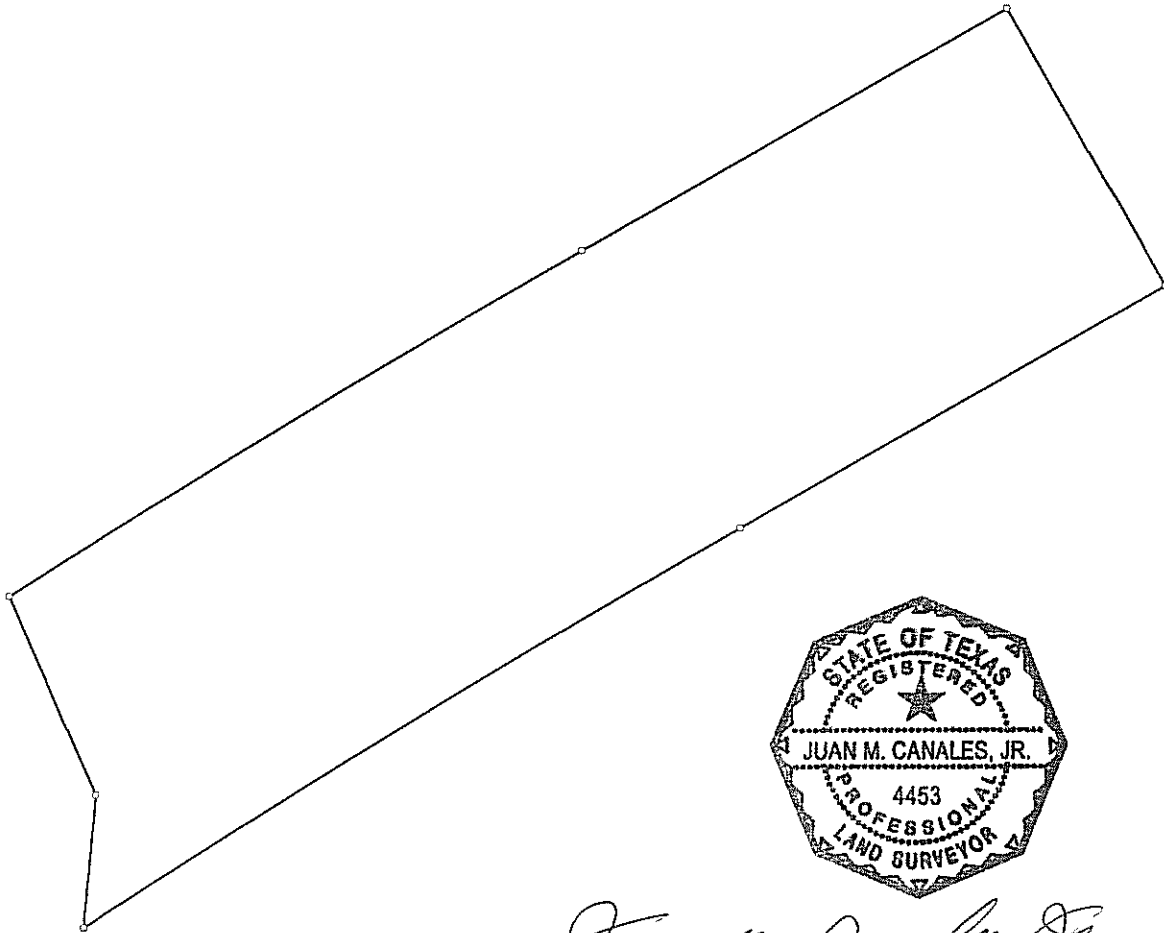
Registered Professional Land Surveyor No. 4453
DATE: JANUARY 4, 2009

THIS SURVEY PLAT IS VALID ONLY IF IT BEARS THE
ORIGINAL SIGNATURE OF THE ABOVE SURVEYOR

Client: URS
Date: January 4, 2010
Office: Stephen Lawrence
Crew: S.Dunn
F.B.: 1205/1
Path: c:\dwg 11\urs\urs-rinard to slaughter\grid\seg 23-grid-base.dwg
Job No.: 610-12-07




Landmark
SURVEYING, LP
1301 S. CAPITAL OF TEXAS HWY.
BUILDING B, SUITE 315
AUSTIN, TEXAS 78746
PH: (512)328-7411 FAX: (512)328-7413



Juan M. Canales, Jr.
1-11-2010

Title: 4558.126_SWWE		Date: 01-05-2010
Scale: 1 inch = 18 feet	File: 4558.126_SWWE.des	
Tract 1: 0.076 Acres: 3326 Sq Feet: Closure = n24.4943e 0.00 Feet: Precision = 1/71047: Perimeter = 289 Feet		
001: Rt, R=1165.00, Arc=62.49, Delta=03.0423 Bng=n58.4650e, Chd=62.48	004=s60.1901w 45.73 005: Lt, R=1135.00, Arc=71.88, Delta=03.3743 Bng=n58.3010w, Chd=71.87	007=n23.2320w 20.41
002=n60.1901e 45.73	006=n05.0030e 12.54	
003=s29.4059e 30.00		